

1/22/18

L-5-18

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RESOLUTION NO. 5-18

BY: **MARK CASSELBERRY**  
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING  
COMMISSIONER TO INSTITUTE SUMMARY  
NUISANCE ABATEMENT OF PERMANENT  
PARCEL NUMBER 444-17-021, 4418  
PERSHING AVENUE, PARMA, OHIO, AND  
DECLARING AN EMERGENCY

WHEREAS, Permanent Parcel Number 444-17-021, 4418 Pershing Avenue, Parma, Ohio, is considered a public nuisance by reason of the condition in which the same is permitted to be or remain; and,

WHEREAS, Permanent Parcel Number 444-17-021, 4418 Pershing Avenue, Parma, Ohio, is a public nuisance due to the following violations: Repair porch deck/flooring; repair/replace lattice around front porch; repair damaged sidewalk section(s); grass and weeds must be under 6" in height and maintained at all times; all garbage, trash, junk and debris including urine and feces in plastic bags need to be removed from the interior of the house; interior floor carpeting needs to be cleaned or removed; interior walls, floors and ceilings in the house need to be cleaned and sanitized; kitchen cabinets, counter tops and appliances in the house need to be cleaned and sanitized; bathroom sink, cabinet, bathtub and walls need to be cleaned and sanitized; bathroom floor needs to be cleaned and sanitized; bathroom flooring is damaged and in need of repair or replacement and should be a water resistant surface; sanitary facilities are inoperable; no water supply to the residence; damaged/missing smoke alarms need to be replaced; rags, towels, sheets, blankets, etc., are not permitted to be used as window coverings; portions of exterior residence, interior residence and garage need to be scraped and painted; missing gutters/downspouts on garage need to be replaced; and

WHEREAS, the Notice of Violation has been issued on May 19, 2017; The Notice of Violation for Unsafe Structure – Unfit for Human Habitation has been issued on August 31, 2017;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Building Commissioner is hereby requested to act pursuant to the Summary Abatement procedures, Parma Codified Ordinance Section 1527.02 and Ohio Revised Code Sections 715.261 and 715.47, to determine whether Permanent Parcel Number 444-17-021, 4418 Pershing Avenue, Parma, Ohio, is a public nuisance.

Section 2. That the Building Commissioner, if he finds that a public nuisance exists and that the public health, safety, and welfare may be in immediate danger pursuant to Parma Codified Ordinance Section 1527.02(a) and Ohio Revised Code Sections 715.261 and 715.47, is hereby requested to cause a written notice to be served on the titled owner outlining his findings with respect to the existence of a public nuisance that further states that unless the owner thereof causes the abatement of the public nuisance within 24 hours after service of the notice, the same will be abated by the City at the expense of such owner, to be levied against the tax duplicate of said owner(s).

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary due to the condition of the property, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
CLERK OF COUNCIL

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO